

## **REMARKS/ARGUMENTS**

In response to the Examiner's further Office Action of October 15, 2008 the Applicant respectfully submits the accompanying terminal disclaimer and Amendment of the claims, and the below Remarks.

### ***Regarding Amendment***

In the Amendment:

claims 58-60 are unchanged; and  
claims 61-64 are cancelled.

It is respectfully submitted that the above amendments do not add new matter to the present application.

### ***Regarding 35 USC 112, second paragraph Rejections***

The Examiner is respectfully requested to withdraw the clarity rejection of claim 64 based on the cancellation of this claim.

### ***Regarding Non-Statutory Double Patenting Rejections***

#### ***Regarding Claims 58-60***

With respect to the Examiner's non-statutory double patenting rejections of claims 58-60 over claims 15 and 16 of US Patent No. 7,111,791 either alone or in view of Wright, the Applicant submits herewith a Terminal Disclaimer in compliance with 37 C.F.R. 1.321(c); the present application and US Patent No. 7,111,791 being commonly owned by the Applicant.

#### ***Regarding Claims 61-63***

The Examiner is respectfully requested to withdraw the non-statutory double patenting rejections of claims 61-63 over claims 15 and 16 of US Patent No. 7,334,739 either alone or in view of Hall based on the cancellation of these claims.

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

Applicant/s:

Kia Silverbrook

Kia Silverbrook

Paul Lapstun

Paul Lapstun

C/o:

Silverbrook Research Pty Ltd  
393 Darling Street  
Balmain NSW 2041, Australia

Email: [kia.silverbrook@silverbrookresearch.com](mailto:kia.silverbrook@silverbrookresearch.com)  
Telephone: +612 9818 6633  
Facsimile: +61 2 9555 7762